

(e) *Infestation*. The presence of the pink bollworm or the existence of circumstances that make it reasonable to believe that pink bollworm is present.

(f) *Inspector*. Any employee of the Plant Protection and Quarantine Programs, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, or other person authorized by the Deputy Administrator to enforce the provisions of the quarantine and regulations in this subpart.

(g) *Interstate*. From any State, territory, or district of the United States into or through any other State, territory, or district of the United States (including Puerto Rico).

(h) *Limited permit*. A document issued or authorized to be issued by an inspector to allow the interstate movement of noncertified regulated articles to a specified destination for limited handling, utilization, or processing or for treatment.

(i) *Moved (movement, move)*. Shipped, offered for shipment to a common carrier, received for transportation or transported by a common carrier, or carried, transported, moved, or allowed to be moved by any means. "Movement" and "move" shall be construed accordingly.

(j) *Person*. Any individual, corporation, company, society, or association, or other organized group of any of the foregoing.

(k) *Pink bollworm*. The live insect known as the pink bollworm of cotton (*Pectinophora gossypiella* Saund.), in any stage of development.

(l) *Regulated area*. Any quarantined State, territory, or district, or any portion thereof, listed as a regulated area in § 301.52-2a by the Deputy Administrator in accordance with § 301.52-2(a).

(m) *Regulated articles*. Any articles described in § 301.52(b).

(n) *Restricted destination permit*. A document issued or authorized to be issued by an inspector to allow the interstate movement of regulated articles not certified under all applicable Federal domestic plant quarantines to a specified destination for other than scientific purposes.

(o) *Scientific permit*. A document issued by the Deputy Administrator to allow the interstate movement to a

specified destination of regulated articles for scientific purposes.

(p) *Suppressive area*. That part of a regulated area where eradication of infestation is undertaken as an objective, as designated by the Deputy Administrator under § 301.52-2(a).

(q) *Treatment manual*. The provisions currently contained in the "Plant Protection and Quarantine Treatment Manual" and any amendments thereto.²

[32 FR 16385, Nov. 30, 1967, as amended at 35 FR 2859, Feb. 12, 1970; 36 FR 24917, Dec. 24, 1971; 37 FR 10554, May 25, 1972; 52 FR 26943, July 17, 1987]

§ 301.52-2 Authorization for Deputy Administrator to list regulated areas and suppressive or generally infested areas.

The Deputy Administrator shall publish and amend from time to time as the facts warrant, the following lists:

(a) *List of regulated areas and suppressive or generally infested areas*. The Deputy Administrator shall list as regulated areas in a supplemental regulation designated as § 301.52-2a, the quarantined States, territories, or districts, or portions thereof, in which pink bollworm has been found or in which there is reason to believe that pink bollworm is present, or which it is deemed necessary to regulate because of their proximity to infestation or their inseparability for quarantine enforcement purposes from infested localities. The Deputy Administrator, in the supplemental regulation, may divide any regulated area into a suppressive area and a generally infested area in accordance with the definitions thereof in § 301.52-1. Less than an entire quarantined State, territory, or district will be designated as a regulated area only if the Deputy Administrator is of the opinion that:

(1) The State, territory, or district has adopted and is enforcing a quarantine or regulations which imposes restrictions on the intrastate movement

²A pamphlet containing such provisions is available, upon request, from the Deputy Administrator, Plant Protection and Quarantine Programs, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Washington, DC 20250, or from an inspector.

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of the regulated articles which are substantially the same as those which are imposed with respect to the interstate movement of such articles under this subpart; and

(2) The designation of less than the entire State, territory, or district, as a regulated area will otherwise be adequate to prevent the interstate spread of the pink bollworm.

[32 FR 16385, Nov. 30, 1967, as amended at 52 FR 26943, July 17, 1987]

§301.52-2a Regulated areas; suppressive and generally infested areas.

The civil divisions and part of civil divisions described below are designated as pink bollworm regulated areas within the meaning of the provisions of this subpart; and such regulated areas are hereby divided into generally infested areas or suppressive areas as indicated below.

ARIZONA

- (1) *Generally infested area.* Entire State.
- (2) *Suppressive area.* None.

ARKANSAS

- (1) *Generally infested area.* None.
- (2) *Suppressive area.*

Clay County. That portion of the county bounded by Highway 90 west from the Missouri State line to Highway 139, Highway 139 north to the junction of Highways 62 and 1, and Highway 1 east to the Missouri State line.

Crittenden County. T. 8 N., R. 8 E.

Mississippi County. That portion of the county bounded by Highway 120 west from the Mississippi River to Highway 61, Highway 61 south to Highway 158, Highway 158 west to Highway 77, Highway 77 north to Highway 119, and Highway 119 north to the Missouri State line.

CALIFORNIA

- (1) *Generally infested area.*
Imperial County. The entire county.
Inyo County. The entire county.
Los Angeles County. The entire county.
Orange County. The entire county.
Riverside County. The entire county.
San Bernardino County. The entire county.
San Diego County. The entire county.
- (2) *Suppressive area.*
Fresno County. The entire county.
Kern County. The entire county.
Kings County. The entire county.
Madera County. The entire county.
Merced County. The entire county.
San Benito County. The entire county.
Tulare County. The entire county.

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MISSOURI

- (1) *Generally infested area.* None.
- (2) *Suppressive area.*

(3) *Dunklin County.* That portion of Dunklin County bounded by a line beginning at the juncture of the St. Francis River and the northwest corner of Section 22, Township 9 North, and proceeding east 2.75 miles to State Highway 25; then south 3 miles to U.S. Highway 412; then east 0.75 mile to County Road Z; then south 3 miles; then west 3 miles to County Road Y; then north 2.5 miles to State Highway 84; then west 2.75 miles to the St. Francis River; then north along the St. Francis River to the point of beginning.

New Madrid County. That portion of New Madrid County bounded by a line beginning at the Mississippi River at a point approximately 1 mile south of the intersection of U.S. Highway 61 (Loop 55) and spur 61; then north approximately 1 mile to the intersection of U.S. Highway 61 (Loop 55) and spur 61; then northeast approximately 1 mile on Loop 55 to its intersection with State Highway U and U.S. Highway 61; then northwest 3.5 miles on U.S. Highway 61 to its intersection with County Road 634 (Ristine); then west on County Road 634 3.5 miles to its intersection with County Road 641; then south on County Road 641 3 miles to its intersection with State Road U; then west on State Road U 0.25 mile to its intersection with State Highway D; then west on State Highway D approximately 1.5 miles to the Little River; then south southwest along the Little River 4 miles to its intersection with County Road 314; then south on County Road 314 4 miles to its intersection with State Highway ZZ; then west on State Highway ZZ 3 miles to its intersection with County Road 315 and the Little River; then south southwest along the Little River 3 miles to its intersection with State Highway 162; then west on State Highway 162 1 mile to its intersection with County Road 357; then south on County Road 357 3.25 miles to the New Madrid/Pemiscot County line, then east along the New Madrid/Pemiscot County line to the Mississippi River; then north along the Mississippi River to the point of beginning.

Pemiscot County. The entire county.

NEW MEXICO

- (1) *Generally infested area.* Entire State.
- (2) *Suppressive area.* None.

OKLAHOMA

- (1) *Generally infested area.* Entire State.
- (2) *Suppressive area.* None.

TENNESSEE

- (1) *Generally infested area.* None.
- (2) *Suppressive area.*

Dyer County. That portion of the county lying within a 1.5-mile radius of the intersection of 36° 04' latitude and 89° 35.5' longitude;